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11 Attorneys for Defendant  
12 TOOTSIE ROLL INDUSTRIES, INC.  
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15 **UNITED STATES DISTRICT COURT**  
16 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
17 **WESTERN DIVISION**  
18

19 KETRINA GORDON, individually and on  
20 behalf of all others similarly situated,

21 Plaintiff,

22 v.

23 TOOTSIE ROLL INDUSTRIES, INC., and  
24 DOES 1 through 10, inclusive,

25 Defendants  
26  
27  
28

Civil Case No.: 2:17-cv-02664

**DECLARATION OF ASHLEY  
SIMONSEN IN SUPPORT OF  
DEFENDANT TOOTSIE ROLL  
INDUSTRIES, INC.'S NOTICE OF  
REMOVAL OF CIVIL ACTION  
FROM STATE COURT**

Complaint filed: February 10, 2017

1 I, Ashley Simonsen, declare and state as follows:

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3 1. I am an associate at the law firm of Covington & Burling LLP. I am one  
4 of the attorneys representing defendant Tootsie Roll Industries, Inc. (“Tootsie Roll”) in  
5 the above-captioned suit. I have personal knowledge of the matters stated herein and, if  
6 called upon, could competently testify thereto.

7 2. On February 10, 2017, plaintiff Ketrina Gordon (“Plaintiff”) filed this  
8 action in the Superior Court of the State of California, County of Los Angeles. A true  
9 and correct copy of the Class Action Complaint (“CAC”) is attached hereto as **Exhibit A**.

10 3. Tootsie Roll has informed counsel that Plaintiff served the CAC on  
11 Tootsie Roll by hand, delivering a copy of the CAC, a Summons, Notices of Case  
12 Assignment (for Non-Class Action and Personal Injury Cases), a set of Voluntary  
13 Efficient Litigation Stipulations, a Civil Case Cover Sheet, and an Initial Status  
14 Conference Order to Tootsie Roll’s registered agent for service of process on March 10,  
15 2017. A true and correct copy of the Summons served on Tootsie Roll is attached hereto  
16 as **Exhibit B**.

17 4. A true and correct copy of the Notice of Case Assignment for Non-Class  
18 Action Cases served on Tootsie Roll is attached hereto as **Exhibit C**.

19 5. A true and correct copy of the Notice of Case Assignment for Personal  
20 Injury Cases served on Tootsie Roll is attached hereto as **Exhibit D**.

21 6. A true and correct copy of the set of Voluntary Efficient Litigation  
22 Stipulations served on Tootsie Roll is attached hereto as **Exhibit E**.

23 7. A true and correct copy of the Civil Case Cover Sheet served on Tootsie  
24 Roll is attached hereto as **Exhibit F**.

25 8. A true and correct copy of the Initial Status Conference Order served on  
26 Tootsie Roll is attached hereto as **Exhibit G**.

27 9. In addition, the following document has been entered on the docket in  
28 this case in the California Superior Court for the County of Los Angeles: a February 24,


1 2017 Minute Order Regarding Newly Filed Class Action, a true and correct copy of  
2 which is attached hereto as **Exhibit H**.

3 10.A true and correct copy of an excerpt from Tootsie Roll's February 27,  
4 2017 Form 10-K, stating that Tootsie Roll's state of incorporation is Virginia, is attached  
5 hereto as **Exhibit I**. The full 10-K is publicly available at  
6 [https://www.sec.gov/Archives/edgar/data/98677/000155837017001046/0001558370-17-](https://www.sec.gov/Archives/edgar/data/98677/000155837017001046/0001558370-17-001046-index.htm)  
7 [001046-index.htm](https://www.sec.gov/Archives/edgar/data/98677/000155837017001046/0001558370-17-001046-index.htm).

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9 I declare under penalty of perjury under the laws of the State of California  
10 that the foregoing is true and correct.

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12 Executed this 7th day of April, 2017, in San Francisco, California.

13  
14 By:

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17 Ashley Simonsen  
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